

MINUTES

CIVIL SERVICE COMMISSION MEETING

Wednesday, August 1, 2012 at 9:30 a.m.

522 Kenneth Hahn Hall of Administration
Los Angeles, California 90012

9:30 A.M. CLOSED SESSION

- Consideration of the appointment, employment, evaluation of performance, discipline, or dismissal of public employees pursuant to Government Code Section 54957, for the positions listed below.
- Consideration of the Executive Director's performance evaluation pursuant to Government Code Section 54957.

CONVENED THE MEETING AT 9:31 A.M. AND WENT INTO CLOSED SESSION AT 9:32 A.M.

10:00 A.M. AGENDA

RECONVENED THE MEETING AT 10:00 A.M.

COMMISSIONERS PRESENT: ADKINS, FELTON, FOX, KAHWAJIAN, MARTINEZ

Minutes of the meeting of Wednesday, July 25, 2012, for approval
APPROVED.

Consideration of Consent Calendar
APPROVED.

Unfinished Business

1. *Petition of **MARIA TRIANA** for a hearing on her **discharge**, effective July 13, 2011, from the position of Management Secretary III, Department of Health Services, Rancho Los Amigos National Rehabilitation Center, **Case No. 11-251**.*
THE COMMISSION SUSTAINED THE DEPARTMENT'S OBJECTIONS AND ANNOUNCED AS ITS NEW PROPOSED DECISION TO REJECT THE HEARING OFFICER'S RECOMMENDATION AND TO MODIFY CONCLUSION OF LAW 1 TO READ: "DHS ESTABLISHED, BY A PROPONDERANCE OF THE EVIDENCE, THAT APPELLANT ALTERED A VOEL IN ORDER TO QUALIFY TO COMPETE IN THE CIVIL SERVICE EXAMINATION PROCESS FOR THE POSITION OF MANAGEMENT SECRETARY III. DHS DID NOT ESTABLISH THAT IT WAS REQUIRED TO USE THE DISCIPLINARY GUIDELINES FROM 1999. IT WOULD HAVE BEEN MORE APPROPRIATE TO USE THE 2011 DISCIPLINARY GUIDELINES, WHICH STILL AUTHORIZE DISCHARGE." THE DEPARTMENT IS SUSTAINED. COMMISSIONERS FELTON AND KAHWAJIAN DISSENTED.

2. *Amended petition of **ERIC ARKEN** for a hearing on his **demotion**, effective January 6, 2012, from the position of Children's Social Worker III to the position of Procurement Aid, Department of Children and Family Services, based on his claim of a Civil Service Rule 25 violation, **Case No. 12-042**.*
DENIED.

3. *Amended petition of **ANA MARIA TRIBBLE** for a hearing on the Director of Personnel's denial of her appeal of the **Appraisal of Promotability score** received in the examination for Children Services Administrator I, based on her claim of a Civil Service Rule 25 violation, **Case No. 12-074**.*
CONTINUED TO THE MEETING OF AUGUST 22, 2012, IN ORDER TO CONTINUE TO ATTEMPT RESOLUTION. AUTHORIZED THE EXECUTIVE DIRECTOR TO RECEIVE AND FILE A LETTER OF WITHDRAWAL.

New Business

4. *Petition of **ARDELL KERN** for a hearing on his fifteen (15) day **suspension**, effective June 18, 2012, from the position of Grounds Maintenance Worker I, Department of Parks and Recreation, **Case No. 12-172**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.

5. *Petition of **CECILIA LOPEZ** for a hearing on her twenty (20) day **suspension**, effective June 11, 2012, from the position of Intermediate Clerk, Department of Public Social Services, **Case No. 12-182**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.

6. *Petition of **DESIREE GILL** for a hearing on her **discharge**, effective June 18, 2012, from the position of Social Worker, Department of Public Social Services, **Case No. 12-179**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.

7. *Petition of **TERRI SHAW** for a hearing on her **discharge**, effective June 7, 2012, from the position of Intermediate Clerk, Department of Public Social Services, **Case No. 12-171**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.

8. *Petition of **RICHARD COBBS** for a hearing on the Director of Personnel's denial of his appeal of the **Appraisal of Promotability score** received in the examination for Battalion Chief, **Case No. 12-151**.*
HEARING DENIED.

New Business (continued)

9. *Petition of **BEN COLELLA** for a hearing on the Director of Personnel's denial of his appeal of the **Appraisal of Promotability score** received in the examination for Deputy District Attorney IV, based on his claim of a Civil Service Rule 25 violation, **Case No. 12-165.***
RAISED THE PETITIONER'S APPRAISAL OF PROMOTABILITY SCORE IN ORDER TO MOVE HIM TO BAND ONE.

10. *Petition of **DANIEL MARTIN** for a hearing on the Director of Personnel's denial of his appeal of the **Appraisal of Promotability score** received in the examination for Battalion Chief, based on his claim of a Civil Service Rule 25 violation, **Case No. 12-160.***
CONTINUED AT THE REQUEST OF THE PARTIES IN ORDER TO ATTEMPT RESOLUTION.

11. *Petition of **RICHARD WEISE** for a hearing on the Director of Personnel's denial of his appeal of the **Appraisal of Promotability score** received in the examination for Battalion Chief, based on his claim of a Civil Service Rule 25 violation, **Case No. 12-154.***
HEARING DENIED.

Miscellaneous

12. Opportunity for members of the public to address the Commission on items of interest that are within the subject matter jurisdiction of the Commission.
NO PUBLIC COMMENTS.

ADJOURNED TO CLOSED SESSION AT 11:17 A.M.

CLOSED SESSION

Consideration of confidential peace officer appeals pursuant to Copley Press.

Unfinished Business

13. *Petitioner's request for a hearing on her **discharge**, effective December 6, 2010, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 10-509**.*
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, JOAN CLAY MANLEY, TO SUSTAIN THE DEPARTMENT.
14. *Petitioner's request for a hearing on his **reduction**, effective May 6, 2010, from the position of Deputy Probation Officer II to Deputy Probation Officer I, Probation Department, based on his claim of a Civil Service Rule 25 violation, **Case No. 11-047**.*
OVER-RULED THE PETITIONER'S OBJECTIONS. THE COMMISSION ADOPTED AS ITS FINAL DECISION THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, STEPHEN BIERSMITH, TO SUSTAIN THE DEPARTMENT.
15. *Petitioner's request for a hearing on the Director of Personnel's denial of his appeal of the **Appraisal of Promotability score** received in the examination for Lieutenant, **Case No. 11-128**.*
CONTINUED TO THE MEETING OF AUGUST 22, 2012, IN ORDER TO CONTINUE TO ATTEMPT RESOLUTION. AUTHORIZED THE EXECUTIVE DIRECTOR TO RECEIVE AND FILE A LETTER OF WITHDRAWAL.
16. *Petitioner's request for a hearing on the Director of Personnel's denial of his appeal of the **Appraisal of Promotability score** received in the examination for Sergeant, **Case No. 11-365**.*
THE PETITION WAS WITHDRAWN BASED ON A SETTLEMENT BY HELEN SCHWAB, ATTORNEY FOR THE PETITIONER.

CLOSED SESSION (continued)

New Business

17. *Petitioner's request for a hearing on his thirty (30) day **suspension**, effective June 18, 2012, from the position of Detention Services Officer, Probation Department, **Case No. 12-169**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.

18. *Petitioner's request for a hearing on his **discharge**, effective May 21, 2012, from the position of Deputy Probation Officer II, Probation Department, **Case No. 12-170**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.

19. *Petitioner's request for a hearing on his **discharge**, effective May 30, 2012, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 12-183**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.

ADJOURNED CLOSED SESSION AND RECONVENED THE MEETING AT 11:47 A.M.

READ INTO THE RECORD AN ACCOUNTING OF ACTIONS TAKEN DURING CLOSED SESSION.

ADJOURNED THE MEETING AT 11:48 A.M.

Legal Advisor:
Lester J. Tolnai

Head Commission Specialist:
Steve Erickson

APPROVED BY THE CIVIL SERVICE
COMMISSION ON AUGUST 8, 2012

A handwritten signature in black ink, appearing to read "Steve Cheng", written over a horizontal line.

Head Civil Service Commission:
Steve Cheng